

MAR 24 2005

CERTIFICATE OF MAILING UNDER 37 C.F.R. §1.8

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail, with sufficient postage, in an envelope addressed to: Commissioner for Patents, P. O. Box 1450, Alexandria, VA 22313-1450, on the below date:
Date: Mar. 24, 2005 Name: Vincent J. Gnoffo, 44,714 Signature: Vincent J. Gnoffo

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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Appln. of: Alexander L. Huang et al.

Appln. No.: 09/873,943

Examiner: W. Deane Jr.

Filed: June 4, 2001

Art Unit: 2642

For: MONITORING AND OVERRIDING
FEATURES FOR TELEPHONE SERVICE
SYSTEM

Attorney Docket No: 8285/412

Mail Stop Issue Fee
Commissioner for Patents
P. O. Box 1450
Alexandria, VA 22313-1450

TRANSMITTAL

Sir:

Attached is/are:

Checks for \$1730 to cover issue fee, publication fee and 10 soft copies and \$200 to cover Request for Reconsideration of Patent Term Adjustment; Transmittal Cover Letter (1p. Filed in Dup.); Issue Fee Transmittal (1p. Filed in Dup.); Request for Reconsideration of the Patent Term Adjustment Under 37 C.F.R. §1.705(d) (4pp.); Tab A Copy of PAIR Printout (4pp.); Submission of Formal Drawings (1p.), 3 Sheets of Formal Drawings (Figs. 1-3)

Return Receipt Postcard

Fee calculation:

No additional fee is required.

Small Entity.

An extension fee in an amount of \$ _____ for a _____-month extension of time under 37 C.F.R. § 1.136(a).

A petition or processing fee in an amount of \$ _____ under 37 C.F.R. § 1.17(_____.)

An additional filing fee has been calculated as shown below:

	Claims Remaining After Amendment		Highest No. Previously Paid For	Present Extra	Rate	Add'l Fee	or	Rate	Add'l Fee
Total		Minus			x \$25=			x \$50=	
Indep.		Minus			x 100=			x \$200=	
First Presentation of Multiple Dep. Claim					+\$180=			+\$360=	
					Total	\$		Total	\$

Fee payment:

Checks in the amounts of \$1730 and \$200 are enclosed.

Please charge Deposit Account No. 23-1925 in the amount of \$ _____ A copy of this Transmittal is enclosed for this purpose.

Payment by credit card in the amount of \$ _____ (Form PTO-2038 is attached).

The Director is hereby authorized to charge payment of any additional filing fees required under 37 CFR § 1.16 and any patent application processing fees under 37 CFR § 1.17 associated with this paper (including any extension fee required to ensure that this paper is timely filed), or to credit any overpayment, to Deposit Account No. 23-1925.

March 21, 2005
Date

Respectfully submitted,

Vincent J. Gnoffo
Vincent J. Gnoffo (Reg. No. 44,714)



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March 21, 2005

Date of Deposit

Vincent J. Deane Jr.

Our Case No. 8285/412
Client Ref. No. T00338

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:

Alexander Lisheng Huang et al.

Serial No. 09/873,943

Filing Date: June 4, 2001

For Monitoring and Overriding
Features for a Telephone Service
System

Examiner: William J. Deane Jr.

Group Art Unit No: 2642

**REQUEST FOR RECONSIDERATION OF THE
PATENT TERM ADJUSTMENT UNDER 37 C.F.R. § 1.705(d)**

Mail Stop Patent Ext
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Dear Sir:

A notice of allowance was mailed in this case on January 4, 2005 indicating that the issue fee is due on April 4, 2005. The issue fee is being submitted in this application simultaneously with this request for reconsideration of the patent term adjustment.

The Determination of Patent Term Adjustment under 35 U.S. C. § 154(b) shows a current calculation of the patent term adjustment of 560 days.

For the reasons stated herein, reconsideration of this patent term adjustment is respectfully requested. Please charge the petition fee under 37 C.F.R. § 1.18(e) to Deposit Account No. 23-1925. Please charge any additional fee required or credit for any excess fee paid to Deposit Account No. 23-1925. A duplicate copy of this Petition is attached.

The patent term adjustment for this application is calculated as shown below. Dates are specified based on the Patent Application Information Retrieval (PAIR) system Patent Term Adjustment History, attached as Exhibit A. The present application is not subject to a terminal disclaimer.

Period of adjustment under 37 C.F.R. § 1.703(a)

The period of adjustment under 37 C.F.R. § 1.703(a)(1) is the number of days in the period beginning on the day ("the 14 month date") after that date that is fourteen months after the date on which the application was filed under 35 U.S.C. § 111(a) and ending on the date of mailing or either an action under 35 U.S.C. § 132 or a notice of allowance under 35 U.S.C. § 151, whichever comes first.

The present application was filed on June 4, 2001. The 14 month date specified in 37 C.F.R. § 1.703(a) is August 4, 2002. The first PTO action was a requirement for restriction mailed March 11, 2004. The difference between the 14 month date and the date of mailing of the requirement for restriction is 585 days.

The period of adjustment under 37 C.F.R. § 1.703(a)(2) is the number of days in the period beginning on the day ("the 4 month date") after that date that is four months after the date on which a reply was filed under 35 U.S.C. § 111 and ending on the date of mailing or either an action under 35 U.S.C. § 132 or a notice of allowance under 35 U.S.C. § 151, whichever comes first.

In the present application, a response to a first Office Action was filed on August 5, 2004. The 4 month date is December 5, 2004. A notice of allowance

was mailed January 4, 2005. The difference between the 4 month date and the date of mailing of the non-final rejection is 30 days.

Period of adjustment under 37 C.F.R. § 1.703(b)

The period of adjustment under 37 C.F.R. § 1.703(b) is the number of days in the period beginning on the day after that date that is three years after the date on which the application was filed under 35 U.S.C. § 111 and ending on the date the patent was issued.

In the present application, the application was filed on June 4, 2001. The three year date is June 4, 2004. A notice of allowance was mailed January 4, 2005. The difference between the three year date and the date of mailing of the notice of allowance is 214 days. Therefore, to date, at least an additional 214 should be added to the patent term adjustment.

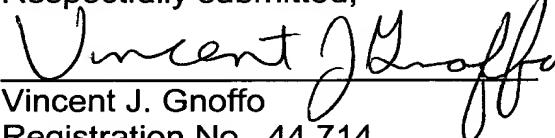
Reduction in Period of Adjustment under 37 C.F.R. § 1.704

Under 37 C.F.R. § 1.704(b), the period of adjustment shall be reduced by the number of days, if any, beginning on the day after the date (the 3 month date) that is three months after the date of mailing or transmission of an Office communication notifying the applicant of a rejection, objection, etc., and ending on the date the reply was filed.

In the present application, a non-final rejection was mailed on March 11, 2004. The 3 month date was June 11, 2004. A response to the non-final rejection was mailed August 5, 2004. The difference between the 3 month date and the response date was 55 days.

The sub-total net delay calculated on the mailing of the notice of allowance in the present application is thus $585 + 30 + 214 - 55 = 774$ days.

Respectfully submitted,



Vincent J. Gnoffo

Registration No. 44,714
Attorney for Applicant

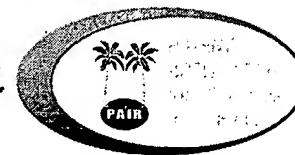
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Patent Term Adjustment (PTA) for application number: 09/873,943

		Days
Filing or 371(c) Date:	06-04-2001	USPTO Delay (PTO): 615
Issue Date of Patent:	-	Three Years: -
Pre-Issue Petitions (days):	+0	Applicant Delay (APPL): 55
Post-Issue Petitions (days):	+0	Total PTA: 560
USPTO Adjustment (days):	+0	Explanation of Calculations

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Patent Term Adjustment History

Date	Contents Description	PTO (days)	APPL (days)
01-04-2005	Mail Notice of Allowance	30	
12-27-2004	Issue Revision Completed		
12-30-2004	Notice of Allowance Data Verification Completed		
12-27-2004	Notice of Allowability		
10-21-2004	IFW TSS Processing by Tech Center Complete		
10-21-2004	Date Forwarded to Examiner		
08-05-2004	Response after Non-Final Action		55
08-05-2004	Request for Extension of Time - Granted		
08-27-2001	Reference capture on IDS		
08-05-2004	Workflow incoming amendment IFW		
03-11-2004	Mail Non-Final Rejection	585	
03-08-2004	Non-Final Rejection		
12-10-2001	Case Docketed to Examiner in GAU		
08-27-2001	Information Disclosure Statement (IDS) Filed		
09-04-2001	Preliminary Amendment		
11-03-2001	Application Dispatched from OIPE		
11-02-2001	Application Is Now Complete		
11-02-2001	Notice Mailed--Application Incomplete--Filing Date Assigned		
08-02-2001	Correspondence Address Change		
06-11-2001	IFW Scan & PACR Auto Security Review		
06-04-2001	Initial Exam Team nn		

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Gift baskets for cool people, featuring artists
and writers.

Vincent Van Gogh

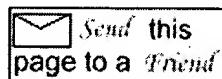
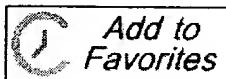
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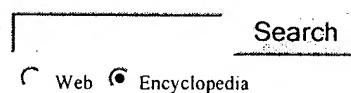
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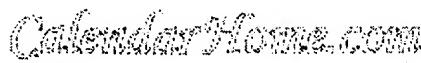
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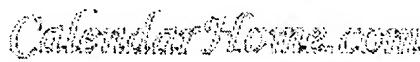
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Disclaimer	
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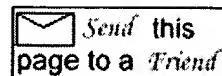
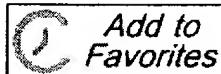
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Vincent Van Gogh

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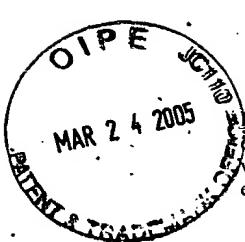
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August 5, 2004**55 Days**= 1320 Hours
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= 4752000 Seconds**Enter two dates:**From: June 11 2004 To: August 5 2004 [Disclaimer](#)**Years, Months, and Days****between June 11, 2004 and August 5, 2004****0 Years,
1 Month,
and 25 Days***Copyright © 1997-2005 Greater Online Marketing, LLC**CalendarHome.com*

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on March 21, 2005

Date of Deposit

Vincent J. Gnoffo, Reg. No. 44,714

Name of applicant, assignee or
Registered Representative

Vincent J. Gnoffo

Signature

March 21, 2005

Date of Signature

Case No. 8285/412

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:

Alexander L. Huang et al.

Serial No: 09/873,943

Examiner: William J. Deane Jr.

Filed: June 4, 2001

Group Art Unit: 2646

For: Monitoring and Overriding Features
for a Telephone Service System

SUBMISSION OF FORMAL DRAWINGS

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Dear Sir:

In response to the Notice of Allowability dated January 4, 2005, Applicant has enclosed 3 sheets of formal drawings (Figure(s) 1-3).

Respectfully submitted,

Dated: March 21, 2005

Vincent J. Gnoffo
Vincent J. Gnoffo
Registration No. 44,714
Attorney for Applicant

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